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Jc777 U.S. PTO

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Patent
249/210

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 245/160
First Named Inventor: Ki Il Kim
Prior Application Information:
Serial No. 08/846,108
Examiner: Appiah, C.
Art Unit: 2745

BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D. C. 20231

Jc515 U.S. PTO
09/531356
03/20/00

FILING UNDER 37 CFR § 1.53(b)

This is a request for filing for a

☐ continuation ☐ divisional ☒ continuation-in-part (CIP)

application under 37 CFR § 1.53(b) of pending prior application Serial No. 08/846,108 filed on April 25, 1997, which will issue as U.S. Patent No. _____ on _____, by

Ki Il Kim, entitled:

Mobile Entertainment And Communication Device

For CONTINUATION or DIVISION APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied, referenced above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

EL310922817545
Express Mail Label No.

3-20-2000
Date of Deposit

Saundra L. Carr
Name of Person Mailing Paper
Saundra L Carr
Signature of Person Mailing Paper

I. APPLICATION ELEMENTS ENCLOSED

8 Page(s) of Written Description
8 Page(s) of Claims
1 Page(s) of Abstract
2 Sheet(s) of Drawings ☒ formal ☐ informal
2 Page(s) of ☐ Declaration or ☒ Declaration and Power of Attorney
☐ Copy from prior application [37 CFR §1.63(d)]
☒ Newly executed

☒ Declaration Under 37 CFR 5.25

☒ Petition Under 37 CFR 5.25 For Retroactive License

☐ Assignment papers (cover sheet and documents(s))

☒ An Information Disclosure Statement, PTO 1449, ☒ with copies of cited items.

☒ A Verified Statement to establish small entity under 37 CFR §§ 1.9 and 1.27: ☒ Is attached. ☐ Has been filed in the prior application and such status is still proper and desired. [37 CFR § 1.28(a)]

II. FEE CALCULATION

BASIC FILING FEE:							\$690.00
Total Claims	71	-	20	=	51	x \$18.00	\$918.00
Independent Claims	3	-	3	=	0	x \$78.00	\$0.00
Multiple Dependent Claims	\$260	(if applicable)				<input checked="" type="checkbox"/>	\$260.00
TOTAL OF ABOVE CALCULATIONS							\$1,868.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28. If applicable, Verified Statement must be attached.							<input checked="" type="checkbox"/> \$934.00
Misc. Filing Fees (Recordation of Assignment)							\$0.00
TOTAL FEES DUE HEREWITH							\$934.00

III. PRIORITY - 35 USC § 119

- ☒ Priority of application Serial No. 20-199-0028580, filed December 17, 1999 and 20-199-0022160 filed on October 15, 1999 in So. Korea is claimed under 35 USC § 119.
- ☐ The certified copy has been filed in prior U.S. application Serial No. _____ on _____.
- ☒ The certified copy will follow.

IV. AMENDMENTS

- ☐ Cancel in this application original Claims _____ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes if no new claims are added in a preliminary amendment.)
- ☐ A Preliminary Amendment is enclosed. (Claims added by Amendment must be numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

V. RELATE BACK - 35 USC § 120

- ☐ Relate back information included in preliminary amendment or specification.
- ☒ Please amend the specification as follows:
08/846,108, filed April 25, 1997
- ☒ With respect to the prior co-pending U.S. application from which this application claims benefit under 35 USC § 120, the inventor(s) in this application is (are) [37 CFR 1.53(b)(1)]:
- ☒ the same.
- ☐ less than those named in the prior application and it is requested that the following inventor(s) identified above for the prior application be deleted [see 37 CFR §§1.33(b) AND 1.63(d)(2)]:

VI. FEE PAYMENT BEING MADE AT THIS TIME

- ☐ Not attached. No filing fee is submitted. [This and the surcharge required by 37 CFR § 1.16(e) can be paid subsequently.]
- ☒ Attached.
- | | |
|---|-----------------|
| <input checked="" type="checkbox"/> Filing fees. | <u>\$934.00</u> |
| <input type="checkbox"/> Recording assignment. [\$40.00 37 CFR § 1.21(h)(1)] | - |
| <input type="checkbox"/> Petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached.
[\$130.00; 37 CFR §§ 1.47 and 1.17(h)] | |
| <input checked="" type="checkbox"/> Petition fee Under 37 CFR 5.25 For Retroactive License
[\$130.00;] | <u>\$130.00</u> |

☐ For processing an application with a specification in a non-English language. —

[\$130.00; 37 CFR §§ 1.52(d) and 1.17(k)]

☐ Processing and retention fee. —

[\$130.00; 37 CFR §§ 1.53(f) and 1.21(l)]

Total Fees Enclosed \$1,064.00

VII. METHOD OF PAYMENT OF FEES

☒ Attached is a check in the amount of \$1,064.00.

☐ Charge Lyon & Lyon's Deposit Account No. **12-2475** in the amount of _____.

VIII. AUTHORIZATION TO CHARGE ADDITIONAL FEES

The Commissioner is hereby authorized to credit Lyon & Lyon's Deposit Account No. **12-2475** for any over payment of fees and to charge the following additional fees by this paper and during the entire pendency of this application to Deposit Account No. **12-2475**:

☒ 37 CFR § 1.16 (Filing fees and excess claims fees)

☒ 37 CFR § 1.17 (Application processing fees)

☐ 37 CFR § 1.18 (Issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR § 1.311(b))

☐ 37 CFR § 1.21 (Assignment recordation fees)

IX. POWER OF ATTORNEY & CORRESPONDENCE ADDRESS

- ☐ The power appears in the original papers in the prior application.
- ☐ The power does not appear in the original papers, but was filed on _____ in prior application Serial No. _____.
- ☒ A new power has been executed and is attached.

Please send all correspondence to Customer Number 22249:



22249

PATENT TRADEMARK OFFICE

LYON & LYON LLP
Suite 4700
633 W. Fifth Street
Los Angeles, CA 90071

Please direct all inquiries to CONRAD R. SOLUM, JR., at (213) 489-1600.

Respectfully submitted,

LYON & LYON LLP

Dated: 3/18/00

By: *Conrad R. Solum, Jr.*

Conrad R. Solum, Jr.
Reg. No. 20,467
Customer No. 22249

Enclosures